

Case Information

17CV44670 | Benjamin Barber vs Pat Garrett

Case Number	Court	
17CV44670	Washington	
File Date	Case Type	Case Status
10/12/2017	Post Conviction Relief	Reinstated

Party

Petitioner
Barber, Benjamin

Aliases
AKA Barber, Benjamin Jay
DOB
XX/XX/1985

Active Attorneys ▼
Lead Attorney
GREFENSON, NOEL
Court Appointed

Inactive Attorneys ▼
Pro Se

Defendant
Garrett, Pat

Active Attorneys ▼
Lead Attorney
MEISEL, RAYNEY
Retained

Disposition Events

Judicial Officer
Erwin, Andrew R

Judgment Type
Judgment - Limited Creates Lien

Monetary Award
Signed Date: 10/2...
Expiration Date: 1...
Total: \$265
Comments: deferr...

03/19/2018 Judgment ▼

Judicial Officer
Butterfield, Eric E

Judgment Type
Judgment - General Dismissal

Comment

Comment (State's motion to dismiss granted)

11/19/2018 Judgment ▼

Judicial Officer
Butterfield, Eric E

Judgment Type
Judgment - General Dismissal

Comment

Comment (**VACATED**State's motion to dismiss granted)

Events and Hearings

10/12/2017 Petition	
10/12/2017 Application - Fee Deferral Waiver	
10/12/2017 Motion ▼	
Comment for copy of trial records	
10/12/2017 Certificate ▼	
Comment of service to DA office	
10/12/2017 Order - Appointing Counsel ▼	
Judicial Officer Erwin, Andrew R	Comment Attorney:Oregon Post Conviction Consortium LLC.
10/24/2017 Digitized Judgment Document ▼	
Judicial Officer Erwin, Andrew R	Comment deferred fees owing
10/24/2017 Notice - Judgment Entry	
10/24/2017 Order ▼	
Judicial Officer Erwin, Andrew R	Comment setting filing deadlines
11/13/2017 Motion ▼	
Comment to suspend local rule or appoint ptf as co-counsel	

11/13/2017 Subpoena - Duces Tecum ▼

Comment
to Marie Atwood

11/13/2017 Subpoena - Duces Tecum ▼

Comment
to United States Copyright Office

11/13/2017 Subpoena - Duces Tecum ▼

Comment
to Melanie Kebler

11/15/2017 Order - Denial ▼

Judicial	Comment
Officer	mot to suspend local rule (sent e-notice in error on
Erwin,	2-12-18)
Andrew R	

01/31/2018 Motion - Attorney Withdrawal

02/08/2018 Motion - Time Extension

02/13/2018 Motion - Dismissal

02/13/2018 Memorandum - Support Motion ▼

Comment
For jgmt of dismissal

02/22/2018 Order ▼

Judicial	Comment
Officer	ext time to file formal petition thru 4-10-18
Erwin,	
Andrew R	

03/07/2018 Notice ▼

Comment
Church v Gladden

03/19/2018 Hearing ▼

Judicial Officer
Butterfield, Eric E

Hearing Time

1:30 PM

Result

Held

Comment

Motion to Withdraw and State's Motion to Dismiss

03/19/2018 Digitized Judgment Document ▼

Judicial

Officer

Butterfield,

Eric E

Comment

****VACATED****dismiss w/state's motion

03/19/2018 Notice - Judgment Entry

03/19/2018 Closed

04/11/2018 Notice - Appeal ▼

Comment

A167498 (3/19/18 Judgment)

04/12/2018 Notice

04/12/2018 Motion ▼

Comment

to arrest judgment or correct the record

04/12/2018 Memorandum - Support Motion ▼

Comment

to arrest judgment

04/17/2018 Order - Appointing Counsel ▼

Judicial

Officer

Hadlock,

Erika L

Comment

and Authorization for Transcript at State Expense
for Appeal

04/17/2018 Notice ▼

Comment

Transcript Notification for Appeal A167498

04/25/2018 Certificate ▼

Comment

of Preparation and Service of Transcript(s) for Electronic Filing at
Court of Appeals

05/21/2018 Certificate ▼

Comment

of Electronic Filing of Transcript(s) at Court of Appeals by: Sue Beal

05/21/2018 Notice ▼

Comment

Electronic Copy of Court File Uploaded to COA; No Exhibits for this
Case A167498

08/13/2018 Motion - Relief from Judgment

10/01/2018 Notice ▼

Comment

Regarding Appeal Abeyance

10/12/2018 Notice ▼

Comment

to court

11/09/2018 Order - Set Aside Judgment (Post-Disposition) ▼

Judicial
Officer
Butterfield,
Eric E

Comment
& remove atty Weiner

11/19/2018 Motion ▼

Comment

remove to Federal Court

12/05/2018 Order - Denial ▼

Judicial
Officer
Erwin,
Andrew R

Comment
mot to remove to Federal Court

12/19/2018 Return - Mail

12/27/2018 Notice - Representation

01/30/2019 Order ▼

Judicial Officer Nass, James W	Comment A167498 - COA dismissed appeal as moot
02/15/2019 Filing Copy - Dismiss on Appeal (Post-Disposition) ▼	
Comment A167498 - appeal is moot	
02/19/2019 Motion ▼	
Comment to set scheduling deadlines	
02/19/2019 Declaration	
02/26/2019 Order ▼	
Judicial Officer Butterfield, Eric E	Comment scheduling deadlines
04/18/2019 Motion - Time Extension	
04/18/2019 Declaration ▼	
Comment sup mot ext time	
04/24/2019 Order ▼	
Judicial Officer Butterfield, Eric E	Comment ext time to file amended petition 6-18-19
05/10/2019 Notice ▼	
Comment of intent to proceed on original petition	
05/23/2019 Motion - Attorney Withdrawal	
05/23/2019 Declaration ▼	
Comment sup mot w/draw atty	
05/23/2019 Order ▼	

Judicial
Officer
Butterfield,
Eric E

05/24/2019 Order - Withdrawal of Attorney ▼

Judicial
Officer
Butterfield,
Eric E

06/07/2019 Motion ▼

Comment
to instruct counsel part I, II, III

06/12/2019 Petition - Amended

06/12/2019 Motion ▼

Comment
recuse Judge Butterfield

06/12/2019 Motion - Strike ▼

Comment
notice to proceed on original petition; leave to file amend petition

06/12/2019 Motion - Time Extension

06/12/2019 Motion ▼

Comment
instruct counsel part II and part III

06/20/2019 Motion - Appoint Counsel

06/25/2019 Order - Denial ▼

Judicial Officer Butterfield, Eric E	Comment MOTION FOR APPOINTMENT OF COUNSEL
---	--

07/12/2019 Motion ▼

Comment
to compel

08/01/2019 Certificate ▼

Comment

of service of amended petition

08/12/2019 Motion - Compel Discovery

08/12/2019 Application - Fee Deferral Waiver

08/12/2019 Order - Fee Waiver ▼

Judicial Officer Authority, Administrative	Comment \$105 MRJ1
---	-----------------------

08/12/2019 Motion - Summary Judgment

08/13/2019 Motion - Dismissal

08/16/2019 Hearing - Status Check ▼

Judicial Officer
Butterfield, Eric E

Hearing Time
9:00 AM

Result
Held

Parties Present ▲
Petitioner: Barber, Benjamin

08/16/2019 Order ▼

Judicial Officer Butterfield, Eric E	Comment cont to 9-20-19
---	----------------------------

08/19/2019 Order - Appointing Counsel ▼

Judicial Officer Butterfield, Eric E	Comment Attorney: Noel Grefenson
---	-------------------------------------

08/20/2019 Motion ▼

Comment
amend judgment

08/20/2019 Notice ▼

Comment

excerpt of record; in support of mot to amend judgment

08/20/2019 Subpoena - Duces Tecum

08/20/2019 Notice - Representation

08/22/2019 Motion - Appoint Counsel ▼

Comment

"stand by counsel"

08/22/2019 Motion ▼

Comment

compel respondent to make more definite & certain

08/22/2019 Memorandum - Support Motion ▼

Comment

for sum jgm

08/22/2019 Motion ▼

Comment

compel interrogetories re: service of documents

08/22/2019 Motion ▼

Comment

compel clerk of court to provide documents to petitioner

08/22/2019 Certificate ▼

Comment

of service of multiple documents

08/30/2019 Affidavit ▼

Comment

attachments to petition; affidavits in support of mot for sum jgm

09/05/2019 Motion ▼

Comment

to instruct or replace counsel

09/05/2019 Motion ▼

Comment

set hearing for sum jgm

09/05/2019 Motion - Default Order

09/05/2019 Response ▼

Comment
to respondent mot dismiss

09/18/2019 Memorandum - At Law ▼

Comment
sup mot sum jgm

09/19/2019 Response ▼

Comment
to mot dismiss

09/20/2019 Hearing - Status Check ▼

Judicial Officer
Butterfield, Eric E

Hearing Time
1:00 PM

Result
Held

Comment
Def's Mtn to Dismiss

Parties Present ▲

Petitioner: Barber, Benjamin

Court Appointed: GREFENSON, NOEL

09/20/2019 Order ▼

Judicial Officer Butterfield, Eric E	Comment from status check hearing
---	--------------------------------------

09/23/2019 Order ▼

Judicial Officer Butterfield, Eric E	Comment **DENIED**mot to file under seal
---	---

10/17/2019 Letter ▼

Comment

re: error of last page of amended petition (clerk deleted the blank page referred to)

11/05/2019 Judgment ▼

Judicial

Officer

Authority,

Administrative

Comment

S066851 - Petition for Writ of Mandamus is

Denied

02/21/2020 Hearing - Status Check ▼

Judicial Officer

Butterfield, Eric E

Hearing Time

08:59 AM

Comment

status of pleadings/motions

Financial

Barber, Benjamin

Total Financial Assessment

\$370.00

Total Payments and Credits

\$105.00

10/12/2017

Transaction Assessment

\$265.00

8/13/2019

Transaction Assessment

\$105.00

8/13/2019

Waiver

(\$105.00)